GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Land Acquisition – YSR Kadapa District – Formation of 4/6 Lane Road from Kadapa to Kurnool under NH-18 from Km. 167.750 to Km. 224.268 under NHDP Phase-III – Payment of ex-gratia for the structures existing in Government lands – Guidelines – Issued.

REVENUE (LAND ACQUISITION) DEPARTMENT

G.O.MS.No. 417 Dated: 09-11-2015.

Read the following:

1) G.O.Ms.No.610, Revenue (LA) Department, dated 31-05-2011.
2) From the District Collector, YSR Kadapa District, Lr.No.NHAI/4033/2007, dated 26-05-2012.
3) From the District Collector, YSR Kadapa District, Lr.No.NHAI/4033/2007, dated 29-06-2012.
4) From the Spl. CS & CCLA, Hyderabad, Lr.No.G1/522/2012, dated 07-08-2012.

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ORDER:-

The Collector, YSR Kadapa District in his letter 2nd read above has requested the Government to adopt the guidelines issued in G.O.Ms.No.610, Revenue (LA) Department, dated 31.5.2011 for payment of compensation / ex-gratia for the AW lands and structures existing in Government lands which comes under acquisition for 4/6 lane road from Kadapa to Kurnool under NH-18 from Km. 167.750 to Km. 224.268 under NHDP Phase-III.

2. The District Collector, YSR Kadapa District in his further letter 3rd read above has sought clarification on payment of compensation / ex-gratia for the AW lands and structures existing in Government lands which comes under acquisition for 4/6 lane road from Kadapa to Kurnool under NH-18, as the ryots are protecting to give their lands without any compensation.

3. The Special CS & Chief Commissioner of Land Administration, in his letter 4th read above has stated that the guidelines issued in the GO 1st read above for making payment of ex-gratia to the structures constructed on unobjectionable Government lands, evacuee lands, are suitable to the other districts as well, where the NHAI is taking-up road expansion work under NHDP, and recommended the Government for adopting the same guidelines in all such cases to ensure suitable justice.

4. Government after careful examination of the proposal, hereby issue the following guidelines regarding payment of ex-gratia for the structures existing in Government lands which comes under acquisition for 4/6 lane road from Kadapa to Kurnool under NH-18 from Km. 167.750 to Km. 224.268 under NHDP phase-III, by treated it as an exception and not treating it as a precedent:-

(1) The structures existing in un-objectionable Government lands under the enjoyment of land-less poor, and who belong to BPL category, having less than 80 sq.yards, shall be paid ex-gratia equal to Market value of the structures without solatium or any other benefits covered under Acquisition Laws.

(2) The structures existing in un-objectionable Government lands under the enjoyment of land-less poor and who belong to Below Poverty Line (BPL) category, having more than (80) Sq.yards and below 200 Sq. yards shall also be paid ex-gratia equal to 100% Market value of the structures without solatium or any other benefits covered under A cquisition Laws.

(3) No ex-gratia shall be paid to the structures covered by more than 200 Sq.Yards.

… 2.

(4) Persons who have purchased Government land / assigned and erected structures will not be entitled for any ex-gratia.

(5) 100% ex-gratia shall be paid to the structures that are owned by or in possession or in occupation of the encroachers, who belong to APL (Above Poverty Line) upto 200 Sq.yards. This may be confined to only NH-18 and it may also be directed to make payments of exgratia from NHAI funds only.

(6) The payment of ex-gratia / compensation to the structures to the eligible encroachers covered above shall be made after the personal inspection of the Joint Collector with complete record of inquiry in each case.

(7) These guidelines are applicable only to the structures falling in the land covered by the formation of 4/6 laning of Section of NH-18 from Km.167.750 to Km.224.268 in the State of AP under NHDP Phase-III, YSR Kadapa District commenced by the National Highways Authority of India.

5. The Chief Commissioner of Land Administration, Andhra Pradesh, and the Collector, YSR Kadapa District shall take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C. SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad.
The Collector, YSR Kadapa District.
Copy to:
Transport, Roads & Buildings Department.
Finance (EBS-VIII) Dept.,
PS to Chief Secretary.
PS to Deputy Chief Minister (Revenue).
PS to Principal Secretary (Revenue).
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER